

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Sas et al.

Serial No.: 10/663,962

Filed: 9/16/2003

Group Art Unit:
1632

Examiner:

Unknown

Bioactives for the Treatment of
Infections Caused by the
Alphaherpesvirinae HSV-1 and HSV2

Attorney Docket No.: 4532680/10280 Commissioner for Patents

P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

This Information Disclosure Statement is submitted:

<u>✓</u>	under 37 CFR 1.97(b), or (Within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)
	under 37 CFR 1.97(c) together with either a: Statement under 37 CFR 1.97(e), or a \$180.00 fee under 37 CFR 1.17(p), or (After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)
	under 37 CFR 1.97(d) together with a: Statement under 37 CFR 1.97(e), and a \$180.00 fee set forth in 37 CFR 1.17(p). (Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

Applicant(s) submit herewith Form PTO 1449-Information Disclosure Citation together with copies, of patents, publications or other information of which applicant(s) are aware, which

applicant(s) believe(s) may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.

The relevance of the attached references is that this is the closest art of which Applicant is aware. Applicant submits that the above references taken alone or in combination neither anticipate nor render obvious the present invention. Consideration of the foregoing in relation to this application is respectfully requested.

It is requested that the information disclosed herein be made of record in this application.

Respectfully submitted,

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Date of Deposit: 6-23-04

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RADRAM	Application Number	10/663,962
TRANSMITTAL	Filing Date	Sep 16, 2003
FORM	First Named Inventor	Sas, Benedikt
(to be used for all correspondence after initial filing)	Art Unit	1632
	Examiner Name	unknown
Total Number of Pages in This Submission	Attorney Docket Number	4532680/10280 (KEM 79)
EN	CLOSURES (Check all th	at apply)
Fee Transmittal Form	Drawing(s)	After Allowance communication to Technology Center (TC)
Fee Attached	Licensing-related Papers	Appeal Communication to Board of Appeals and Interferences
Amendment / Reply	Petition	Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
After Final	Petition to Convert to a Provisional Application	Proprietary Information
Affidavits/declaration(s)	Power of Attorney, Revocation Change of Correspondence Ad	Idress Status Letter
Extension of Time Request	Terminal Disdaimer	Other Enclosure(s) (please identify below):
Express Abandonment Request	Request for Refund	Return Postcard
Information Disclosure Statement	CD, Number of CD(s)	_
Certified Copy of Priority Document(s)	marks	
Response to Missing Parts/ Incomplete Application		
Response to Missing Parts under 37 CFR 1.52 or 1.53	•	
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	ubstitute for form 1449A/PTO			Application Number	10/663,962				
INFORMATION DISCLOSURE				Filing Date	9/16/03				
	STATEMENT BY APP	PLIC	ANT	First Named Inventor	Sas, et al.				
				Art Unit	1632				
(Use as many sheets as necessary)				Examiner Name	Unknown				
Sheet 1 of 2		Attorney Docket Number	4532680/10280 (KEM 79)						

	U.S. PATENT DOCUMENTS								
Examiner Initials*	Cite No.1	Document Number Number - Kind Code ^{2 (# known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear				
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	FOREIGN PATENT DOCUMENTS								
Examiner	Cite	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	T [®]			
Initials*	No.1	Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)			or Relevant Figures Appear	<u> </u>			
	1	WO 03/082846 A1	10/9/2003	Meutermans, et al.					
•		WO 04/014929 A1	2/19/04	West, et al.					
Y.111.**11						1			

Examiner	Date	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 'Applicant's unique citation designation number (optional). 'See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 'Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 'For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 'Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 'Applicant is to place a check mark here if English language Translation is attached.

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INF	ORMATION DISC	CLOSI	IRF	Filing Date	9/16/03
			_	First Named Inventor	Sas, et al.
(Use as many sheets as necessary)				Art Unit	1632
				Examiner Name	Unknown
Sheet	2	of	2	Attorney Docket Number	4532680/10280 (KEM 79)

NON PATENT LITERATURE DOCUMENTS									
Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.							
		Database CAPLUS on STN, AN 2001:544756. ESPINOLA et al. "Synthetic Flux-Promoting Polyether Modstl: Cation Flux Dependence on Polyoxyethylene Chain Length", Isreal Journal of Chemistry. 2000, Vol. 40, Issue 3-4							
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Signature	Considered	

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